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| APPLICATION NO. | FILING DATE | FIRST NAMED INVENTOR | ATTORNEY DOCKET NO. | CONFIRMATION NO. |
|---------------------------------------|-------------|----------------------|-------------------------|------------------|
| 09/896,186 | 06/29/2001 | Joshua Levin | PB/5-31481A | 9567 |
| 22847 | 7590 | 01/30/2004 | EXAMINER | |
| SYNGENTA BIOTECHNOLOGY, INC. | | | MEHTA, ASHWIN D | |
| PATENT DEPARTMENT | | | ART UNIT | PAPER NUMBER |
| 3054 CORNWALLIS ROAD | | | 1638 | |
| P.O. BOX 12257 | | | DATE MAILED: 01/30/2004 | |
| RESEARCH TRIANGLE PARK, NC 27709-2257 | | | | |

Please find below and/or attached an Office communication concerning this application or proceeding.

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|---------------------------------|-------------|---|---------------------|
| APPLICATION NO./ CONTROL NO. | FILING DATE | FIRST NAMED INVENTOR / PATENT IN REEXAMINATION | ATTORNEY DOCKET NO. |
| 09/896,186 | 6/29/01 | LEVIN | PB15-314/81A |
| EXAMINER | | | |
| Mehta | | | |
| ART UNIT | PAPER | | |
| 1638 | 1122004 | | |

DATE MAILED:

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Commissioner for Patents

The reply filed on May 21, 2003 is not fully responsive to the prior Office action because of the following omission(s) or matter(s): Applicant appears to have followed the amendment practice prior to the revision of 37 1.121. However, that amendment practice required the submission of a clean copy of the claims, which was not received. If Applicants were attempting to follow the revised amendment practice, the amendment was not in proper format because single brackets were used instead of "strikethroughs" to delete text in the claims. Also, claim 29 was omitted from the listing of the claims. Applicants should re-submit the claim amendments following the revised amendment practice of 37 CFR 1.121, which became mandatory on July 30, 2003. Since the above-mentioned reply appears to be bona fide, applicant is given ONE (1) MONTH or THIRTY (30) DAYS from the mailing date of this notice, whichever is longer, within which to supply the omission or correction in order to avoid abandonment. EXTENSIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 CFR 1.136(a).

Any inquiry concerning this or earlier communications from the examiner should be directed to Ashwin Mehta, whose telephone number is 571-272-0803. The examiner can normally be reached on Mondays-Thursdays and alternate Fridays from 8:00 A.M to 5:30 P.M. If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Amy Nelson, can be reached at 571-272-0804. The fax phone numbers for the organization where this application or proceeding is assigned are 703-305-3014 and 703-872-9306 for regular communications and 703-872-9307 for After Final communications. Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the receptionist whose telephone number is 703-308-0196.

Ashwin D. Mehta, Ph.D.
Primary Examiner
Art Unit 1638

January 12, 2003